


REMARKS

In response to the Restriction Requirement mailed on September 16, 2003, Applicants, without traverse, elect to prosecute claims 1-10 (Group I). Claims 11-20 are cancelled. In addition, Applicants have added new claims 21-23. The newly added claims are consistent with the election of the method of separating particles with an optical field. Finally, Applicants have amended the Title of the Invention in light of the currently pending claims. If there are any questions concerning this paper, please contact the undersigned at (949) 737-2926.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 9/25/03

By: 

Michael S. Davidson
Reg. No. 43,577
Attorneys for Applicant

MSD/dnd

Customer No.

34263

PATENT TRADEMARK OFFICE

O'Melveny & Myers LLP
114 Pacifica, Suite 100
Irvine, CA 92618-3315
(949) 737-2900

IR1:1048057.1